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FEB 25 2010

In re Application of
Gerald Duhamel et al.
Application No. 10/811,498
Filed: March 29, 2004
Attorney Docket No. P1025US01

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed December 22, 2009, to revive the above-identified application.

The petition is **GRANTED**.


The above-identified application became abandoned for failure to reply within the meaning of 37 CFR 1.113 in a timely manner to the non-final Office Action mailed May 13, 2009, which set a shortened statutory period for reply of three (3) months. No extension of time under the provisions of 37 CFR 1.136(a) was obtained. Accordingly, the above-identified application became abandoned on August 14, 2009.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of an amendment; (2) the petition fee of \$810; and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the non-final Office Action of May 13, 2009 is accepted as having been unintentionally delayed.

Telephone inquiries concerning this decision should be directed to Miranda Le at (571) 272-4112 or in her absence, the undersigned at (571) 272-7099.

Application No. 10/811,498

The application file is being referred to Technology Center AU 3714 for appropriate action on the concurrently filed amendment.



David Bucci
Petitions Examiner
Office of Petitions